



Image RCE/1635  
Atty. Dkt. No. 077281-0104

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Hortense W. Dodo, et al.  
Title: DOWN-REGULATION AND SILENCING OF ALLERGEN GENES  
IN TRANSGENIC PEANUT PLANTS  
Appl. No.: 09/715,036  
Appl. Filing Date: 11/20/2000  
Examiner: Terra Gibbs  
Art Unit: 1635

**REQUEST FOR CONTINUED EXAMINATION (RCE)**  
**TRANSMITTAL**

Mail Stop RCE  
Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. § 141, or the commencement of a civil action under 35 U.S.C. § 145 or § 146 (unless the appeal or civil action is terminated).

1. **Submission required under 37 C.F.R. § 1.114:** (check items that apply)

a. Previously submitted:

☐ Please enter and consider the amendment/reply previously filed on \_\_\_\_.

☐ Please consider the Affidavit(s)/Declaration(s) previously filed on \_\_\_\_ but not considered.

12/08/2003 SZEWDIE1 00000024 09715036

01 FC:2801	385.00 OP
02 FC:2201	43.00 OP
03 FC:2202	18.00 OP

☐ Please consider the arguments in the Appeal Brief or Reply Brief under 37 C.F.R. § 1.116 previously filed on \_\_\_\_.

☐ Other \_\_\_\_.

b. Enclosed are:

☒ Amendment/Reply.

☐ Affidavit(s)/Declaration(s).

☐ Information Disclosure Statement.

☐ Form PTO-1449 with copies of \_\_\_\_ listed reference(s).

☐ Other .

Miscellaneous:

☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_ months.

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e):				\$770.00	= \$770.00
Total Claims:	28	- 26	= 2	x \$18.00	= \$36.00
Independents	6	- 5	= 1	x \$86.00	= \$86.00
First presentation of any Multiple Dependent Claims:				+ \$290.00	= \$0.00
CLAIMS FEE TOTAL:					= \$892.00

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$110.00	0	\$0.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$420.00		\$0.00
<input checked="" type="checkbox"/>	Extension for response filed within the third month:	\$950.00		\$950.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,480.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$2,010.00		\$0.00
	EXTENSION FEE SUBTOTAL:			\$950.00
	EXTENSION FEE ALREADY PAID:	-		\$0.00
	EXTENSION FEE TOTAL			\$950.00
	CLAIMS AND EXTENSION FEE TOTAL:			\$1842.00
<input checked="" type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):			\$921.00
<input type="checkbox"/>	Suspension of action requested under 37 C.F.R. § 1.103(c)			\$0.00
	TOTAL FEE:			\$921.00

☐ Please charge Deposit Account No. 19-0741 in the amount of \$921.00. A duplicate copy of this transmittal is enclosed.

☒ A check in the amount of \$921.00 to cover the filing fee is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Date Dec 4, 2003

FOLEY & LARDNER  
Customer Number: 22428  
Telephone: (202) 672-5483  
Facsimile: (202) 672-5399

Respectfully submitted,

*Michael M. A. [Signature]*  
By Reg No. 34,717

*for* Richard C. Peet  
Attorney for Applicant  
Registration No. 35,792



Patent  
Atty. Dkt. No. 077281/0104

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicant:** DODO, et al.

**Title:** DOWN-REGULATION AND SILENCING OF ALLERGENIC GENES  
IN TRANSGENIC PEANUT PLANTS

**Appl. No.:** 09/715,036

**Filing Date:** November 20, 2000

**Examiner:** Terra Gibbs

**Art Unit:** 1635

**SUBMISSION UNDER 37 C.F.R. §1.114(C)**

**Box RCE**  
Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

This paper responds to the Advisory Action of October 15, 2003, Applicants' complete Response to the Final Office Action filed September 25, 2003, and the Final Office Action mailed June 4, 2003.

It is timely because it is filed with a Request for Continued Examination, a Petition for Extension of Time, and the Required Fees.

**Amendments to the Claims** begin on page 3 of this document

**Remarks** begin on page 7 of this document.

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01 FC:2253

475.00 OP